

Maimonides School

Founded in 1937 by Rabbi Dr. Joseph B. Soloveitchik, זצ"ל

Chris Russell
Director of Technology
Maimonides School
Brookline, MA 02445
617-232-4452 x426
crussell@maimonides.org

January 17, 2011
Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

Received & Inspected

JAN 24 2011
FCC Mail Room

Dear Ms. Dortch:

This letter is a **request for a waiver of a deadline**. "Funding Year 2010, form 471 Certification Postmark Outside of Window".

Appellant Name: Chris Russell

CC Docket No. 02-6

Service Provider: XO Communications

Service Provider Number: 43021813

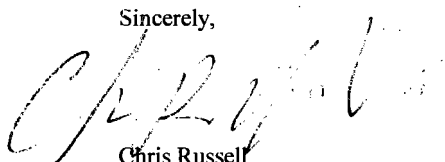
Billed Entity Number: 1884

Form 471 Application Number: 739635

In November 2010 I was notified by our internet service provider, XO Communications that our ERate discount was not renewed for school year 2010-2011. When I contacted USAC to inquire about the issue I was told by the USAC representative that USAC had not received our original Form 471 that I had mailed. I was instructed by the USAC representative to fill out another form 471 online and mail it to USAC which I did. The USAC representative said that once I received a 417 acknowledgement letter from USAC that I could mail an appeal letter to the FCC asking for a deadline waiver. I followed the steps suggested by the USAC representative and filled out the form 471 and mailed it to USAC in November, 2010. I then received the 471 acknowledgement letter on December 28 2010. The most recent letter from USAC stated that the form 471 was "Postmarked outside of Window" and that I could write to appeal this decision. However, after further review of my records I discovered documentation dated March 10, 2010 that stated USAC had received my original form 471 but it was marked with "No Certification". When I received this letter in March, 2010 I contacted USAC to inquire about what actions I needed to take to rectify the certification issue. The USAC representative instructed me to fax a Form 471 Item 21 attachment with a narrative description and detailed billing information, which I did. She told me that all my documentation would be up-to-date and no additional actions would be required. It appears there was a miscommunication in this process. I am hoping with this new information that the FCC can change the status of our form 471 from "postmarked out of window" to certified. This is my first year filling out the Erate forms for our school and will be sure to be more thorough moving forward.

I have included a copy of the original form 471 dated March 10, 2010 along with the item 21 attachment. I am also sending a copy of the most recent "form 471 certification postmarked outside of window" notification. I appreciate your time and hope that you can consider my letter of appeal.

Sincerely,



Chris Russell
Director of Technology
Maimonides School
617-232-4452x426
Crussell@maimonides.org

To USAC form 471 Item 21 Attachment
Fax 973-599-6511

*Faxed
March 2010*

From:
Chris Russell
Maimonides School
Entity Number: 1884
471 Application # 739635

Item 21 Attachment

Applicant: Maimonides School
BEN:1884

Attachment: xo-2010
Application: 739635

Narrative description:: T-3 lines for data service at Maimonides School

Quantity	Product or service	Unit Cost	Recurring Costs
12	Monthly T-3 access	\$1,284.00	\$1,284.00
		Total:	\$15,408.84



Universal Service Administrative Company

Schools and Libraries Division

**FUNDING YEAR 2010 FORM 471 CERTIFICATION
POSTMARKED OUTSIDE OF WINDOW**

December 21, 2010

Chris Russell
MAIMONIDES SCHOOL
34 PHILBRICK RD
BROOKLINE, MA 02445

**Re: Applicant's Form Identifier: N/A
Form 471 Application Number: 739635**

Dear Chris Russell:

We're sending this letter to thank you for your recent Form 471 application. Your Form 471 certification was postmarked on 12/06/2010, which is AFTER the Funding Year 2010-2011 filing window closed at 11:59 p.m. EST on Friday, February 19, 2010.

Program rules require us to hold your application pending final review of those applications that were filed within the filing window. We will post an announcement on the USAC website at www.usac.org/sl once we determine if funding applications that were submitted within the application filing window will fully utilize all the funds available for this Funding Year.

For more information about the processing of pending applications, about funding for applications filed after the close of the filing window or about plans for future Funding Years, please visit our website or call the Client Service Bureau at 1-888-203-8100.

TO APPEAL THIS DECISION:

If you wish to appeal a decision indicated in this letter, your appeal must be received by USAC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and (if available) email address for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Include the following to identify the decision letter and the decision you are appealing:
 - Appellant name,
 - Applicant or service provider name,
 - BEN,
 - Application number 739635 as assigned by USAC,
 - "Funding Year 2010 Form 471 Certification Postmarked Outside of Window Letter,"AND
 - The exact text or the decision that you are appealing.
3. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal, including any correspondence and documentation.

Schools and Libraries Division - Correspondence Unit
30 Lanidex Plaza West, PO Box 685, Parsippany, NJ 07054-0685
Visit us online at: www.usac.org/sl

888-641-8722⁸³

4. If you are an applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are a service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.
5. Provide an authorized signature on your letter of appeal.

To submit your appeal to USAC by email, email to appeals@sl.universalservice.org. USAC will automatically reply to incoming emails to confirm receipt.

To submit your appeal to us by fax, fax your appeal to (973)599-6542.

To submit your appeal to us on paper, send your appeal to:

Letter of Appeal
Schools and Libraries Division - Correspondence Unit
100 South Jefferson Road
P.O. Box 902
Whippany, NJ 07981

You have the option of filing an appeal with USAC or with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted on our website. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

**Schools and Libraries Division
Universal Service Administrative Company**



Schools and Libraries Division

Notification of Form 471 with No Certification
(Funding Year 2010: 07/01/2010-06/30/2011)

March 10, 2010

Chris Russell
MAIMONIDES SCHOOL
34 PHILBRICK RD
BROOKLINE, MA 02445

RE: Applicant Form Identifier:
Form 471 Application Number: 739635

TAKE ACTION BY: 03/30/2010

This is your notification that the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has received the above referenced FCC Form 471, Description of Services Ordered and Certification Form. As of the date of this letter we have not received the signed Form 471 Block 6 Certifications.

Note that this letter provides the notice required by the Bishop Perry Order (FCC 06-54, released 5/19/2006), for you to submit your complete Form 471 Block 6 Certifications so that they are received by USAC or postmarked by 03/30/2010. If USAC does not have your Form 471 Certifications by that date, your Form 471 referenced above will not be reviewed for possible funding.

Please disregard this letter if you recently submitted your Form 471 Certifications. You can check the status of your application using the Form 471 Application Status tool on our website or by calling our Client Service Bureau at the number below for assistance.

If this Form 471 is a duplicate, please contact our Client Service Bureau at the number below for instructions on cancelling this application.

COMPLETE PROGRAM INFORMATION is posted on our website. You may also contact our Client Service Bureau using the "Submit a Question" link on our website, toll-free by fax at 1-888-276-8736, or toll-free by phone at 1-888-203-8100.

Schools and Libraries Division
Universal Service Administrative Company

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